Directorate D - Twin Transition, Economic & Social Affairs SG.D.1 - Digital Transition, Industry & Single Market

Brussels SG.D.1/TKV

Nienke Palstra Global Witness Rue Belliard 53 1000 Brussels Belgium

By email: <u>ask+request-11311-</u> 48f1e397@asktheeu.org

Subject: Your applications for access to documents – GESTDEM 2022/3053

Dear Ms Palstra,

We refer to your email of 24 May 2022 in which you make a request for access to documents pursuant to Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents (hereinafter 'Regulation 1049/2001'), registered on 25 May 2022 under the above-mentioned reference number. We further refer to our email of 20 June 2022 informing you about the extension of the deadline, our reference Ares(2022)4523000.

By your application, you request access to:

All documents—including but not limited to correspondence, emails, minutes, notes (hand written or electronic), audio or video recordings, verbatim reports, operational conclusions, lines to take, briefings, and presentations—related to the meeting on 2022-03-30 between Christiane Canenbley and Michele Piergiovanni and Google.

We have identified the following documents responsive to your request:

- 1. Ares(2022)1967898 Google RE_ Meeting requests with Google_Redacted
- 2. Ares(2022)2869279 Google 30.03 (If raised) Data protection.docx_Redacted
- 3. Ares(2022)2869279 Google 30.03 Data Act.docx_Redacted
- 4. Ares(2022)2869279 Google 30.03 Digital Services Act.docx Redacted
- 5. Ares(2022)2869279 Google 30.03 Google input on impact assessment for adapting liability rules to the digital age.pdf

- 6. Ares(2022)2869279 Google 30.03 Product Liability Directive & AI liability.docx_Redacted
- 7. Ares(2022)2869279 Google 30.03 Steering brief.docx_Redacted
- 8. Ares(2022)2869279 Google 30.03 Table of contents.docx_Redacted
- 9. Ares(2022)3864041 report meeting EVP vestager-Google 30.03.2022_Redacted
- 10. Ares(2022)2618094_Google Thank you letter to EVP Vestager_Redacted

With regard to the documents identified, a complete disclosure is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because they contain the following personal data:

- the names/initials and contact information of Commission staff members not pertaining to the senior management;
- the names/initials and contact details of other institutions or natural persons.

Article 9(1)(b) of the Data Protection Regulation (Regulation 2018/1725) does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do neither express any particular interest to have access to these personal data, nor put forward arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Furthermore, documents 2, 3, 4, 6, 7, 8 and 9 were drawn up for internal use under the responsibility of the relevant services of the European Commission. It solely reflects the author's interpretation of the interventions made and does not set out any official position of the third parties to which the documents refers, which were not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such.

Finally, note that document 5 and 10 originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released document without the agreement of the originator, who may hold an intellectual property right on it. The European Commission does not assume any responsibility from their reuse.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit a confirmatory application requesting the Commission to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Unit C.1. 'Transparency, Document Management and Access to Documents'
BERL 7/076
B-1049 Brussels, or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Elisa Roller Director

Enclosure: disclosed documents